1	MICHAEL J. HADDAD (State Bar No. 189114)	
2	JULIA SHERWIN (State Bar No. 189268) HADDAD & SHERWIN	
3	505 Seventeenth Street Oakland, California 94612	
4	Telephone: (510) 452-5500	
5	Fax: (510) 452-5510	
6	Attorneys for Plaintiffs	
7	UNITED STATES DISTRICT COURT	
8	NORTHERN DISTRICT OF CALIFORNIA	
9		
10	GARY KING, JR., DECEASED,)
	THROUGH HIS SUCCESSOR IN INTEREST ASHANTE SIMPSON ON) No: C08-02394 SBA
11	BEHALF OF BABY KING; GARY	Hon. Saundra B. Armstrong
12	KING, SR., Individually; CATHERINE	ORDER APPROVING COMPROMISE
13	KING, Individually; and ASHANTE SIMPSON as Next Friend on behalf of	OF CLAIM OF PLAINTIFF BABY KING
14	BABY KING, Individually,))
15	Plaintiffs,	ĺ
16	vs.)
17	CITY OF OAKLAND, a public entity,)
	POLICE SERGEANT PATRICK GONZALES, Individually, CHIEF OF	
18	POLICE WAYNE TUCKER, individually)
19	and in his official capacity, and DOES 1)
20	through 10, Jointly and Severally,) }
21	Defendants.)
22		
23	In light of the submissions of Plaintiffs and their counsel, the Court finds the settlement as	
24	outlined is appropriate and in the best interests of minor plaintiff Garie Amerie Simpson-King, and	
25	HEREBY ORDERS AS FOLLOWS:	
26	1. The Court approves the Motion, and authorizes settlement in the amount of	
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28	\$1,500,000, present value, for full and final s	saustaction of all parties claims.

- 2. For Garie Amerie Simpson-King's attorneys' fees and costs, the Court authorizes the a 25% attorney fee (\$187,500) and litigation costs in the amount of \$13,234.64, to be made to Plaintiffs' counsel, Haddad & Sherwin. A check in the amount of \$549,265.36 shall be made payable to John Hancock Assignment Company for the structured settlement of Garie Amerie Simpson-King.
- 3. The total net recovery to minor Garie Amerie Simpson-King of \$549,265.36 will be dedicated to the purchase of an annuity issued by John Hancock Life Insurance Company, and will provide a payment schedule as set forth in **Exhibit B** to the Declaration of Julia Sherwin filed with Plaintiffs' motion to approve the settlement.
- 4. Petitioner Ashante Simpson shall open a blocked bank account with Bank of America, for the benefit of Garie Amerie Simpson-King. In the event Garie Amerie does not attend private school, or in the event that her tuition is less than \$10,000 per year, all funds distributed that do not go to her private school tuition before she reaches the age of 18 shall be placed in the blocked account. The funds in that account shall be distributed to Garie Amerie Simpson-King on her 18th birthday (May 31, 2026), or as soon thereafter as practicable.
- 5. The parties and their counsel are hereby authorized and instructed to execute all documents reasonably necessary to effectuate and finalize the terms of the settlement consistent with this Order.

IT IS SO ORDERED.

DATE: 10/7/09 24

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UNITED STATES DISTRICT JUDGE